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Attorneys for Respondent

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

HENRY LEE TOWNSEND,

Petitioner,

v.

DERRAL ADAMS, Warden,

Respondent.

C 07-4904 PJH (PR)

**DECLARATION OF STAN
HELFMAN IN SUPPORT OF
MOTION FOR EXTENSION
OF TIME TO FILE ANSWER**

Stan Helfman states under Penalty of Perjury:

(1) I am a Supervising Deputy Attorney General for the State of California and I represent respondent in this matter.

(2) According to the Order to Show Cause, Townsend was convicted by a jury of receiving stolen property and use of a stolen access card with enhancements for priors, he was sentenced to a term of 25 years to life. The California Court of Appeal affirmed the conviction. The California Supreme Court denied review.

(3) On September 21, 2007, Townsend filed a *pro se* petition for a writ of habeas corpus in this court.

1 (4) On September 28, 2007, this Court issued an order to show cause and directed the
2 service and filing of an answer on or before November 27, 2007.

3 (5) Respondent has filed no prior request for extension of time in this case.

4 (6) I received this court's order to show cause on October 4, 2007. I promptly ordered
5 our state appeal file, which I received on October 11, 2007.

6 (7) The appeal file consists of approximately 700 pages of transcripts, pleadings,
7 orders, and other materials.

8 (8) I have reviewed the petition and the claims of instructional error, improper failure
9 to limit or sanitize impeachment evidence.

10 (9) Despite my best intentions, I have been unable to complete preparation of our
11 pleading. It was necessary for me to complete pleadings in *People v. Brown*, A116120, *People*
12 *v. Kearney*, A114030, *People v. Perez*, H031212, *Whitaker v. Hall*, C 05-5065, *People v. Moore*,
13 A116429, *People v. Saucedo*, A111913, and *People v. Wiles*, A114212. At the same time, in my
14 capacity as a supervisor, it was necessary for me to review numerous lengthy draft pleadings
15 prepared by other deputies in this officer. I must prepare pleadings in *People v. Rutledge*,
16 A115713, *People v. Bucao*, H031455, *Magraff v. Ayers*, Civ 307-1121, *Espinosa v. Walker*,
17 C 07-1741. I am working on *Bucao*.

18 For the foregoing reasons, we respectfully requests an extension of time of 62 days, to
19 and including Monday, January 28, 2008, in which to answer the petition.
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1 Dated: November 20, 2007

2 Respectfully submitted,

3 EDMUND G. BROWN JR.
4 Attorney General of the State of California

5 DANE R. GILLETTE
6 Chief Assistant Attorney General

7 GERALD A. ENGLER
8 Senior Assistant Attorney General

9 /s/ Stan Helfman
10 STAN HELFMAN
11 Supervising Deputy Attorney General
12 Attorneys for Respondent

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